

ASSIGNED

AMENDED

NO. 56699

**APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office AUG 27 1991
Returned to applicant for correction SEP 17 1991
Corrected application filed OCT 7 1991
Map filed SEP 28 1966 under 02573-4

The applicant **Marvin Coleman**, hereby makes application for permission to change the **point of diversion** of water heretofore appropriated under Proof No. 02574, Certificate 435

1. The source of water is **Unionville Creek (aka Buena Vista Creek)**
2. The amount of water to be changed **.159 c.f.s.**
3. The water to be used for **irrigation, stock watering and domestic**
4. The water heretofore permitted for **irrigation, stock watering and domestic**
5. The water is to be diverted at the following point within the **NW¼ NW¼ of Section 26, T.30N., R.34E., M.D.B.&M. or at a point from which the N¼ corner of said Section 26 bears N 59° 22' E 2382.0'**.
6. The existing permitted point of diversion is located within **See attached Exhibit "A"**
7. Proposed place of use **unchanged**
8. Existing place of use **1.81 acres in the NE¼ NW¼; 4.18 acres in the SE¼ NW¼; .14 acres in the NW¼ NE¼ and .30 acres in the SW¼ NE¼, all in Section 26, T.30N., R.34E., M.D.B.&M.**
9. Use will be from **March 15 to November 1** of each year.
10. Use was permitted ~~from~~ **March 15 to November 1** of each year.
11. Description of proposed works **dam and underground pipeline**
12. Estimated cost of works **in excess of \$1000**
13. Estimated time required to construct works **complete**
14. Estimated time required to complete the application of water to beneficial use **one year**
15. Remarks: **Existing places of use and point of diversion are shown on map supporting Proof 02574. Proposed point of diversion is shown on map supporting Proof 02573. NOTE: There are 4 points of diversion listed for Proof 02574. Applicant wishes to keep #3 (spring) unchanged.**

Robert M. Caldwell, PLS, SWRS as agent
By **s/Robert N. Caldwell**
146 West Second Street
Winnemucca, NV 89445

Compared dl/dr ds/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of the waters of Unionville Creek, as heretofore appropriated under Proof V02574 as appears in the Unionville Creek Decree, in the District Court of the 6th Judicial District of the State of Nevada, in and for the County of Pershing is issued subject to the terms, conditions and irrigation period imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.159 cubic feet per second, but not to exceed 38.58 acre-feet seasonally, and not to exceed a seasonal duty of 6.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

February 1, 2003

Proof of completion of work shall be filed before:

March 1, 2003

Water must be placed to beneficial use on or before:

February 1, 2004

Proof of the application of water to beneficial use shall be filed on or before:

March 1, 2004

Map in support of proof of beneficial use shall be filed on or before:

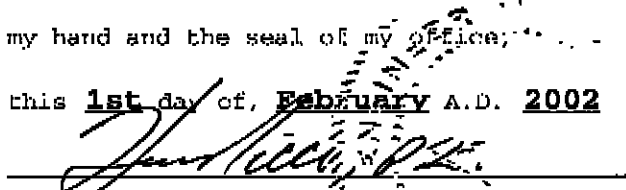
March 1, 2004

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office;

this 1st day of, February A.D. 2002


State Engineer

Completion of work filed MAR 26 2002

Proof of beneficial use filed 3-26-02

Cultural map filed _____

Certificate No. 16553 Issued 2-4-05

EXHIBIT "A"

6. The existing point of diversion is located within:

- A. NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 26, T.30N., R.34E., M.D.B. & M., or at a point from which the N $\frac{1}{4}$ corner of said Section 26 bears N 43° 33' E 1702.0'.
- B. NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 26, T.30N., R.34E., M.D.B. & M., or at a point from which the N $\frac{1}{4}$ corner of said Section 26 bears N 34° 25' E 1533.0'.
- C. Spring, SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 26, T.30N., R.34E., M.D.B. & M., or at a point from which the N $\frac{1}{4}$ corner of said Section 26 bears N 21° 33' E 1453.0'.
- D. NE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 26, T.30N., R.34E., M.D.B. & M., or at a point from which the N $\frac{1}{4}$ corner of said Section 26 bears N 18° 31' E 1394.0'.

